


DEC 03 2010

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JULIA C. DUDLEY, CLERK  
BY:   
DEPUTY CLERK

CECIL E. WAMPLER,  
Petitioner,

v.

UNITED STATES OF AMERICA,  
Respondent.

) Civil Action No. 7:10-cv-00515  
)  
)

) **ORDER**  
)

) By: Hon. James C. Turk  
) Senior United States District Judge


In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that petitioner is **GRANTED** leave to proceed in forma pauperis; the petition is **DISMISSED**  
**without prejudice** for failing to state a claim upon which relief may be granted; and the action is  
**STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum  
opinion to the petitioner.

ENTER: This 2nd day of December, 2010.

  
Senior United States District Judge